

## RECEIVER ASKED FOR.

The Throop Hotel's Debts Too Much for It.

THERE WERE TWO \$30,000 NOTES.

Suit is Began On One of Them—The Claims Held by Sells Brothers Liquidated Some Time Ago.

An application was this morning made to the district court, asking for the appointment of a receiver for the hotel Throop property.

Messrs. Wheeler & Switzer, attorneys for the Boston Safe Deposit & Trust Company, filed a petition asking that a receiver be appointed to rent, lease and manage the hotel Throop property.

April 2nd, 1888, H. P. Throop executed a note for \$30,000 to O. S. Bowman, to draw 12 per cent interest. This note was afterward sold to the Boston Safe Deposit & Trust company, the plaintiffs in this suit. This note was due May 1st, 1893, but has not been paid and there has been no interest paid since November 1890.

There are two outstanding \$30,000 notes against the property, secured by mortgages, but this suit is only brought on one of the notes. The claims against this property by Sells Brothers were liquidated several months ago when Mr. Throop transferred some of his other city property to Lewis Sells.

The present magnificent structure at the corner of Fourth street and Kansas avenue was completed in 1888, at a cost of about \$250,000, and has since that time been under the personal management of its owner Mr. H. P. Throop, or his son-in-law Mr. Irving W. Deolittle.

LATER—C. O. Knowles, vice president of the City Real Estate company, was appointed receiver.

## PETTY JOINTISTS.

A Hop Tea Man Arrested—Also a Club Operator.

The police made two arrests last night for selling liquor.

The first of these was Frank Raynor, who has run a hop tea joint where beer was sold at 604 North Kansas avenue. Raynor is an old offender and has been sentenced by the police before, but he always escaped with the smaller half of his sentence because his health is poor. The police and Sheriff Wilkerson entered into an agreement by which if Raynor was arrested he could be turned over to the county. This was done, and Raynor was lodged in the county jail today.

The other case is that of Louis Meyer, or "Mire," as he was ushered on the police docket. He has been operating a club near Second and Branner streets. He gave a \$200 bond for his appearance Saturday. The city has seven witnesses against Meyer.

## FRANK BROOKS' DEPUTY.

The Register of Deeds Appoints Miss Naomi Herren Today.

Register of Deeds etc. Frank Brooks, today announced the appointment of Miss Naomi Herren as his deputy.

Miss Herren has been in the register of deeds' office for several years and has been duly register during Mr. Bear's administration.

Mr. Brooks has been around the register's office several days getting acquainted with his new duties which he assumes on Monday.

## HURT THEIR GOOD NAME.

Johnson Brothers Being a Big Damage Suit Against a Kansas City House.

R. S. Johnson and E. S. Johnson today filed suits in the district court against Burnham, Hanna, Munger & Company, of Kansas City, and J. L. Sawyer, for \$20,000 damages. The complaint is the same in each of the suits.

## HAYES WAS EXCITED.

The Commissioner Man Thought His Wife's Body Had Been Disinterred.

Calvin Hayes, who is an old settler in Topeka and has operated a commission store below the Throop hotel for many years, expressed fears to the police that the body of the woman discovered in a room at Fifth and Jackson streets was that of his wife, Mrs. Sarah Hayes, who died November 21st from pneumonia, at the age of 48 years, and was buried the following day.

Mr. Hayes' fears were so strong that nothing short of an investigation would satisfy him. Last night he tried to find Sheriff Wilkerson, but failing to find him, laid the case before Chief Lindsey.

"The chief thought my fears had ground," said Mr. Hayes to a JOURNAL reporter today, "so he telephoned for Dr. Aikire of the medical college. The doctor was not long in coming, and he decided the whole thing. I asked to see the bodies. Dr. Aikire said he did not have the keys to the room. Chief Lindsey told him to get the keys, and he started out after them.

Dr. Aikire was gone more than half an hour, and when he came back said everything was in readiness. He didn't have any keys with him, but we went up.

"The door at the foot of the stairway was open, and we walked up. When we got to the top of the stairs a man with a torch in his hand appeared at the door. He was the most ghostly looking man I ever saw. He hasn't been shaved for three weeks and his face was white.

"This is the place," said Aikire, and I found everything just as it was described in the JOURNAL last night. The bodies were on a bench partly covered up, with old sacks.

"The body of the woman was so badly discolored that I thought it was a negro at first, and all the hair had been cut from the head to prevent identification. I said: 'This is a colored man, isn't it?' and Aikire replied, 'Yes.' I have found out since that this was not so. I asked to see the other body, and found it was a child about ten years old.

"I thought there were two women here," I said.

"That's a mistake of the papers," the ghostly man said.

"What I saw in the dissecting room strengthened my belief that the body was that of my wife, together with some other incidents."

"Nothing short of a thorough investigation will satisfy me. I propose to have the grave examined and the coffin dug up."

They Go to the Cemetery.

At about noon Mr. Hayes' brother and his nephew went to the cemetery and with the aid of Mr. Clegg the casket containing the body of Mrs. Hayes was examined. It was opened and the body was found to be just as Undertaker Knight had arranged it on the day of the funeral.

Mr. Crane looked on the result of the investigation as an exonerator of the cemetery association, and said the perpetration of such a crime could not take place in the Topeka cemetery.

## QUITE A MARTYR.

Mr. Foreman Will Stay in Jail, Sixty-Two But, Sirs, F.

S. E. Foreman, the patentee of a door click which is now being manufactured in Kansas City and Pueblo, Colo., but whose home is at the Fifth Avenue hotel in Topeka, was arrested last evening by Sergeant Stoen, on a warrant sworn in by Justice Collector Vandepool for selling his patent right without paying any local fees.

Foreman is indignant at his arrest. He says he has been in this business ten years, and the local authorities have "jacketed up" against the wrong man. The law allows him from \$1,000 to \$2,000 for every day I am deprived of my liberty," he says, "and I have not yet got it." I have a government license to sell my patent right and the city has nothing to do with it."

Foreman said he had sold \$2,700 worth of his right in Kansas, and all the money was with him and taken care of by Jaller Woodruff. Woodruff told a JOURNAL reporter that Foreman only had \$20 in cash, and the remaining \$3,670 was "an advance."

The doctor said the room was rented for that purpose and had been used for storing dead bodies for nearly a month, but if it was old enough to any one it would have it transferred to some other place.

The doctor denied that the bodies were put there at night and said on the contrary that they were not there in the day time. He says further that the marks on the bodies were inflicted not by rats but by the students of the Kansas Medical college.

## THE TROUBLE O'ER.

The Dove of Peace Again Bowers Over the Street Department.

The war between Mayor T. W. Harrison and Street Commissioner Albert Hopkins is at an end; due to the arrival of the latter.

After 6 o'clock last evening Hopkins, who had been thinking the matter over all day, reached a conclusion. It was the determination to resign. He accordingly went to the mayor's office on East Eighth street and after informing Mayor Harrison of his intention, penned the following:

To the mayor and councilmen of the city of Topeka, Kansas: I hereby tender my resignation as street commissioner of said city and have turned the keys over to the mayor.—A. W. Hopkins.

Mr. Hopkins looked relieved when the ordeal was over.

He told a member of the sanitary force that he was too poor to hire attorneys to carry the case into courts as he had intended.

It is a matter of congratulation that this affair which threatened so much delay in municipal affairs ended so happily.

## TO TAKE MATTOX AWAY.

He Goes to Wichita Where His Case Will Be Heard.

Clyde Mattox will be taken to Wichita on Saturday by Deputy United States Marshal Leon DeRosier. Mattox's case is set for hearing on Tuesday at the Wichita district of the United States court which will be presided over by Judge William L. Bryan.

Mattox's attorney will ask for a continuance of the case until the April term of the court, but it is not believed that one will be granted.

## TODD SELLS OUT.

His Paper at Eldorado Disposed of to W. P. Flesner.

Labor Commissioner Todd, last night closed a deal which disposes of his paper, the Industrial Advocate, published at Eldorado.

The deal was made by Harry Brown of the state treasurer's office, and the paper will be run by W. P. Flesner, Brown's father-in-law, and will continue to be Populist in politics.

## Pains and Aches.

We all have pains and aches, but they needn't last long—not any longer than it takes to put on an Alcock's Porous Plaster. The only thing to look out for is that you get the right plaster. There are others, but you don't want them; take our word for it, for when you need a plaster you need it, and there's no time for experimenting and finding out mistakes. Ask for Alcock's Porous Plasters and see that you get them. If they say that some other is just as good, tell them that only the best is good enough for you. Alcock's Porous Plasters are quick and sure, and acknowledged by the highest medical authorities and everybody else to be the best outside remedy for pains and aches of every description.

Order Canon City Bum and Egg—The purest and best of 40° coal—From The Southwestern Fuel Company? They will fill your order in good shape.

THE SOUTHWESTERN FUEL COMPANY,  
634 Kansas Avenue,  
Telephone 193.

Miss E. E. Wardin and her daughter Miss Minnie Wardin, left Wednesday for New Mexico for the health of Miss Wardin.

Peerless Steam Laundry—Peerless Steam Laundry.

Try us—Peerless Steam Laundry.

## MARY E. LEASE'S CASE.

It Goes Before the Supreme Court This Morning.

## MR. J. W. FREEBORN IS ENJOINED

From Taking His Seat on the Board of Charities—The Case Will Come Up for Hearing Next Month.

The fight between Mary Elizabeth Lease and Governor Lowellling, has finally found its way into the courts and the right of Governor Lowellling to remove Mrs. Lease, without an investigation as provided for by law, will be passed upon by the supreme court.

At half past 8 o'clock this morning, Eugene Hogan, attorney for Mrs. Lease, appeared before Chief Justice Horton, and filed a petition in quo warranto asking that a writ be issued out of the court ousting Mr. J. W. Freeborn from his seat as a member of the state board of charities.

The writ was granted by Justice Horton, and accompanying it was an order restraining Mr. Freeborn from acting as a member of the state board of charities, drawing any salary as such member or interfering in any way with the action of Mr. Lease as a member and president of the board.

Mr. Freeborn was notified by wire this morning by C. J. Brown, clerk of the supreme court, that such a restraining order had been granted, and the papers will be served upon him by the sheriff of any county where he happens to be at the time of service.

Mr. Hogan had orders from Mrs. Lease yesterday to bring the suit, but could not get before the court because they were then hearing cases on the January term dockets.

Judge Doster has not been consulted at all in the bringing of the suit, as Mr. Hogan says Mr. Doster has been acting only as "the mutual friend" between the two warring parties. He was not consulted in submitting the case to the supreme court.

The case will not probably be heard before the February term of the court.

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"What I saw in the dissecting room strengthened my belief that the body was that of my wife, together with some other incidents."

"Nothing short of a thorough investigation will satisfy me. I propose to have the grave examined and the coffin dug up."

They Go to the Cemetery.

On the State Board of Pardons—Fifty Cases Before the Board.

Governor Lowellling today appointed J. W. Leybourne of Orange county, a member of the state board of pardons to succeed Mr. McDonald resigned.

Mr. McDonald about six weeks ago tendered his resignation to the governor. The appointment is worth \$1,000 a day and expenses. When the board is in session but only \$4,500 is appropriated for the three members of the board for the year and the position consequently is not worth more than \$800 a year.

The board have before them about fifty applications for pardons which have never before been heard and Secretary Poston is awaiting these cases on his docket preparatory to their hearing.

Kaw Valley Lodge, A. O. U. W. had a public installation of officers last night. A number of distinguished visitors were present, including Grand Master Worman Murphy of Leavenworth. There was a banquet and the usual speech making of similar occasions.

Since the announcement of the removal of the wall offices to the second floor of the Green & Kafe building, a number of people have applied there to get their letters, and yesterday a newcomer called and left his address, saying he believed this was a free delivery office.

T. N. Davis, of the firm of Davis & Sheetz, was married at noon today to Miss Daisy Betz, daughter of Mr. and Mrs. C. B. Betz, at the family residence near Menoken. A number of friends and relatives from the city were present. The newly wedded couple will go to the home of Mr. and Mrs. Betz, and the wedding breakfast will be held at the Green & Kafe.

At the residence of J. H. Bryan, at 8 o'clock last evening Rev. G. W. Brown pronounced the ceremony which united in marriage Will Woodward, a nephew of Mr. Bryan, and Miss Sadie Morrow, a daughter of Dr. G. M. Morrow of Rochester. Only a few intimate friends and the relatives of the contracting parties were present. They will reside on a farm about five miles north of the city.

Take your prescriptions to A. J. Arnold & Son, 821 Kansas ave. Established 1870.

Try our Witch Hazel Cream for chapped hands and rough skin. A. J. Arnold & Son.

If you want to preserve your pickles the "Silver Leaf" vinegar. It is guaranteed. For sale by all leading houses.

City meat market; the oldest market in Topeka; complete in everything.

Low prices on Oak and oil heaters and cook stoves, at H. M. Cline's 844 Kansas avenue.

Dr. Delta McIntyre, 515 N. Kansas ave.

A fine line of cutlery for the holiday trade at Henry's, 839 Kansas ave.

Fine line of cutlery, silver knives, forks and spoons, in the city, suitable for Christmas presents, at J. H. Fouché's.

I am an expert at making faces and offer ten styles of cabinet has photo at half price—one dollar per dozen and up. Come and see. Aldridge, 1019 North Kansas avenue.

CATTLE—Receipts, 12,000. Market in better demand and a trade stronger on the market.

CORNS—No. 2 red, No. 2 hard, 5c.

CATTLE—Receipts, 3,400. Shipments.

CATTLE—Market steady to strong. Texas steers, \$2.75 to \$4.00 shipping steers, \$4.00 to \$5.00; Texas and native cows, \$1.50 to \$2.00; butchers stock, \$3.00 to \$4.00; stockers and feeders, \$2.00 to \$2.50.

HOGS—Receipts, 31,000. Market active and steady. Rough and heavy, \$4.50 to \$5.00; packers and mixed, \$5.00 to \$5.50; pigs, hams and ham hocks, \$5.00 to \$5.50; bacon, \$4.50 to \$5.00; hams, \$4.50 to \$5.00; bacon, \$4.50 to \$5.00; hams, \$4.50 to \$5.00.

DAIRY—Receipts, 3,000. Market steady.

PEAS—Receipts, 10,000. Market steady.